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Attorneys for Plaintiffs,  
 EMILO CHAVEZ and MERCED CHAVEZ

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN JOSE DIVISION

EMILO CHAVEZ, an individual, and  
 MERCED CHAVEZ, an individual,

Plaintiffs,

vs.

CITY OF SOLEDAD, a municipal  
 corporation; OFFICER JENNIFER SUE  
 PARTON, an individual; OFFICER  
 THOMAS MARCHESE, an individual; and  
 DOES 1 through 50, inclusive

Defendants

Case No. C-07-00641 JF

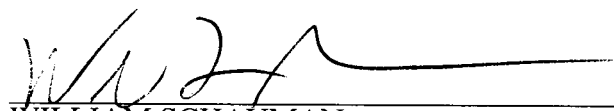
**STIPULATION TO PERMIT  
 PLAINTIFF MERCED CHAVEZ TO  
 BE EXCUSED FROM TRIAL  
 EXCEPT DURING HER  
 EXAMINATION BY BOTH  
 PARTIES AND [PROPOSED]  
 ORDER**

Trial Date: November 7, 2008

Plaintiffs, EMILIO CHAVEZ and MERCED CHAVEZ and Defendants, CITY OF  
 SOLEDAD, THOMAS MARCHESE and JENNIFER PARTON hereby stipulate that Plaintiff  
 MERCED CHAVEZ can be excused and does not have to be present during the trial and jury  
 selection of this matter except when she testifies. The Parties agree that Plaintiffs and  
 Defendants will try to complete her testimony when she is called during Plaintiffs' case in chief,  
 but Defendants reserve the right to call her to testify on Defendants' presentation of evidence if  
 necessary, and, if Defendants must call her on Defendants' case in chief, defendants will be  
 responsible to arrange for and pay an interpreter.

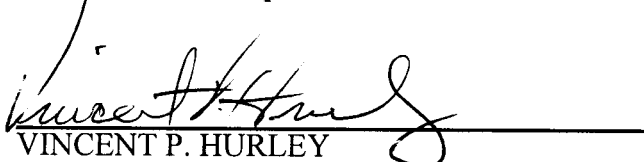
1  
2  
3 Dated: November 6, 2008  
4

5 SCHAUMAN & HUBINS

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7   
8 WILLIAM SCHAUMAN  
9 Attorneys for Plaintiffs EMILO CHAVEZ and  
MERCED CHAVEZ

10 Dated: November 6, 2008

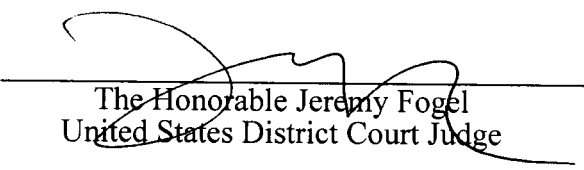
11 LAW OFFICES OF VINCENT P. HURLEY  
12 A Professional Corporation

13   
14 VINCENT P. HURLEY  
15 Attorneys for Defendants CITY OF SOLEDAD,  
16 OFFICER JENNIFER SUE PARTON, and  
17 OFFICER THOMAS MARCHESE  
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ORDER

Based on the stipulation of the parties, the Court ORDERS that Plaintiff MERCED CHAVEZ can be excused and does not have to be present during the trial and jury selection of this matter except when she testifies in Plaintiffs' case in chief and if Defendants wish to recall her as a witness on their case in chief.

Dated: 11-7-08

  
The Honorable Jeremy Fogel  
United States District Court Judge